



STATE OF MICHIGAN
DEPARTMENT OF EDUCATION
LANSING

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STATE SUPERINTENDENT

**FISCAL YEAR 2013
CHILD AND ADULT CARE FOOD PROGRAM
OPERATIONAL MEMO #16**

TO: Child and Adult Care Food Program Institutions

FROM: Kyle L. Guerrant, Director
Office of School Support Services

DATE: April 10, 2013

SUBJECT: **Appeal Procedures - Updated**

The Michigan Department of Education (MDE) has updated its appeal procedures as a result of the Healthy, Hunger-Free Kids Act of 2010. These procedures are attached and will also be posted on our website at www.michigan.gov/cacfp under "Resources."

Specifically, the appeal procedures were amended to add the following to the list of unappealable actions:

Actions that are NOT subject to an administrative review include:

- Determination by MDE that the corrective action was not complete and permanent.
- Decision by MDE or the Food and Nutrition Service (FNS) that an institution's corrective action is inadequate to be removed from the National Disqualified List (NDL).
- Refusal by MDE to consider an institution's application to participate when either the institution or one of its principals is on the NDL, or refusal to consider an institution's application to participate submitted by a sponsoring organization on behalf of a facility that is on the NDL.

If you have any questions regarding this memorandum, contact the CACFP office at 517-373-7391.

Attachment

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